## RESPONSE UNDER 37 C.F.R. 1.116 EXPEDITED PROCEDURE EXAMINING GROUP 1649

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No .:

PTO-0027

Inventors:

Van Eyk et al.

Serial No.:

09/115,589

Filing Date:

July 15, 1998

Examiner:

Borgeest, Christina M.

26259

Customer No.: Group Art Unit: Confirmation No.:

1649 1553

Title:

Methods of Diagnosing Muscle Damage

Electronically Submitted via EFS-Web Date: January 7, 2008

I hereby certify that this paper is being electronically submitted on the date indicated above to the Commissioner for Patents, U.S. Patent &

Trademark Office.

Typed Name: Kathleen A Tyrrell, Reg. No. 38,350 Commissioner for Patents

U.S. Patent & Trademark Office

Dear Sir:

## Reply under 37 C.F.R. 1.116

This reply is responsive to the Final Rejection mailed October 4, 2007. A Petition for a one (1) month extension of time and the requisite fee are provided herewith. Please enter the following remarks into the record.

Remarks/Arguments begin on page 2.